

AFRICAN UNION

الاتحاد الأفريقي



UNION AFRICAINE

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ASSEMBLY OF THE UNION

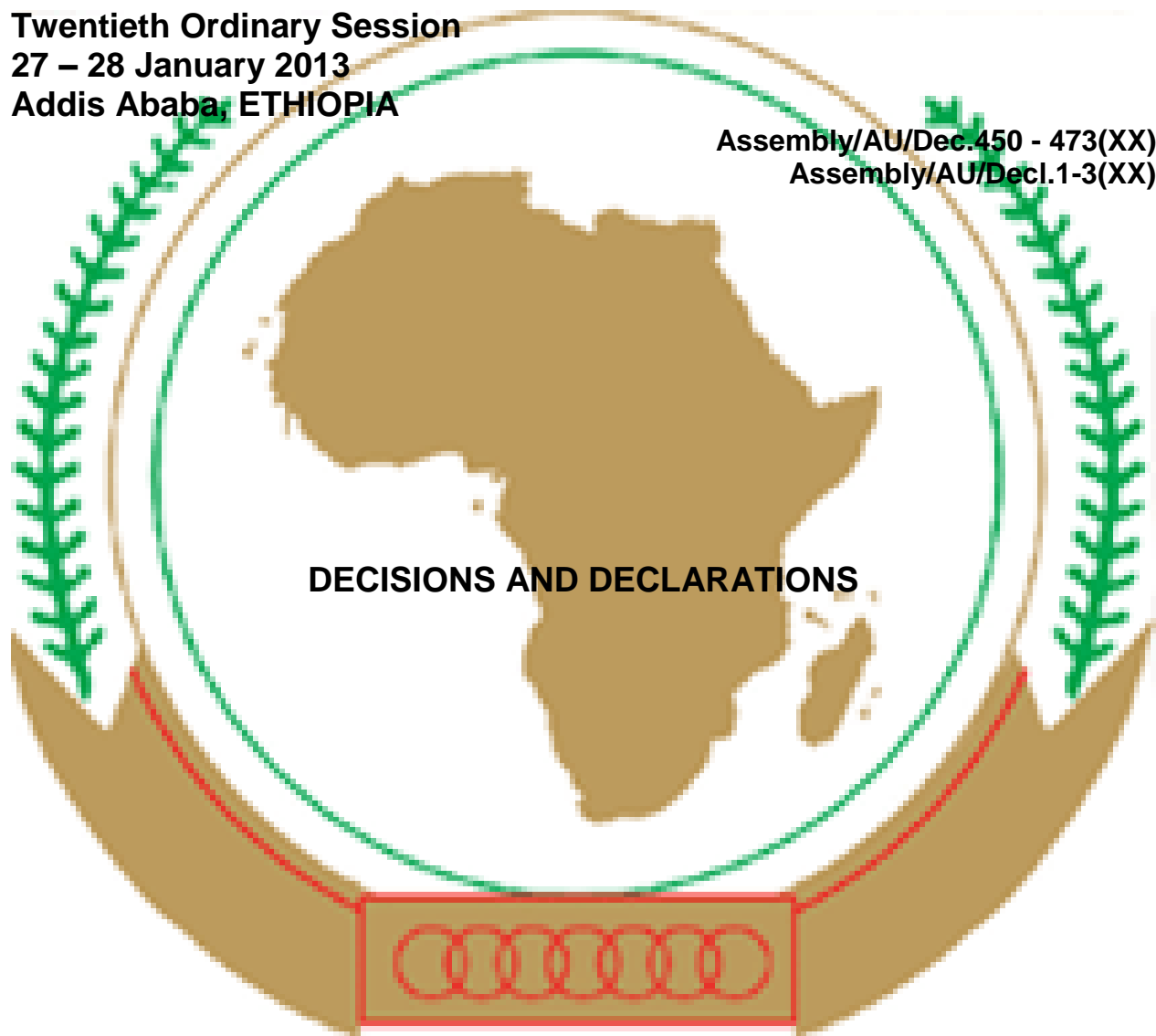
Twentieth Ordinary Session

27 – 28 January 2013

Addis Ababa, ETHIOPIA

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Assembly/AU/Decl.1-3(XX)



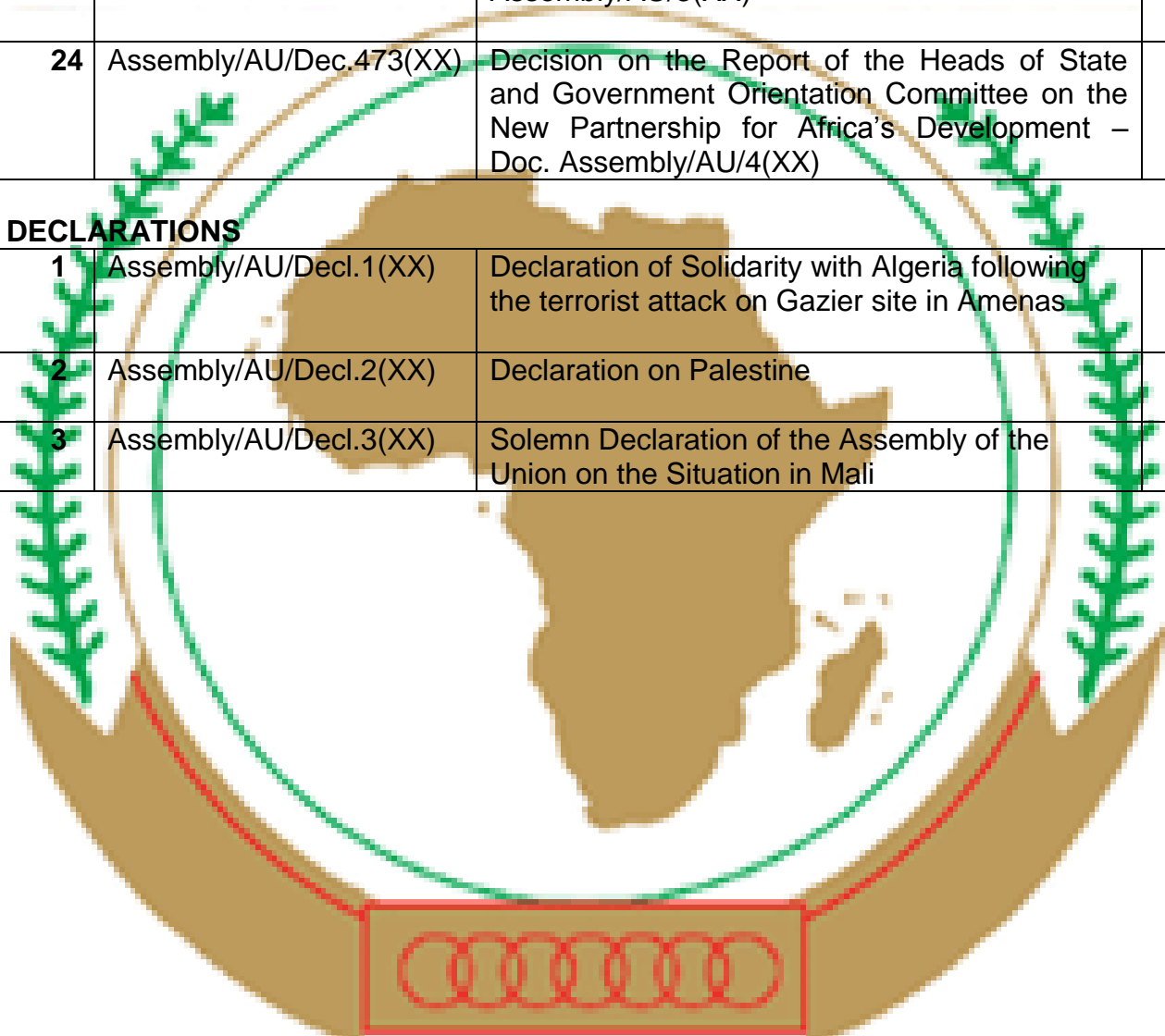
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**DECISION ON REFOCUSING THE ECONOMIC COMMISSION
FOR AFRICA TO SUPPORT THE TRANSFORMATION
AGENDA OF THE AFRICAN UNION
Doc. EX.CL/755(XXII)**

The Assembly,

1. **WELCOMES** the continued close collaboration between the African Union Commission (AUC) and the Economic Commission for Africa (ECA) which is manifested in the alignment of ECA's work with the agenda of the Africa Union;
2. **FURTHER WELCOMES** in this regard, the strategic reorientation and refocusing of ECA to support accelerated socio-economic transformation of Africa;
3. **INVITES** the Secretary-General of the United Nations to provide required support to ECA to enhance its work in accordance with Africa's priorities.



DECISION ON THE PAN AFRICAN UNIVERSITY STATUTES
Doc. Assembly/AU/11(XX)

The Assembly,

1. **RECALLS** its Decision, Assembly/AU/Dec.290(XV) adopted in Kampala, Uganda, in July 2010 to create the Pan African University (PAU) in accordance with the model proposed by the Commission;
2. **ALSO RECALLS** the Decision, Assembly/AU/Dec.418(XIX) adopted in Addis Ababa, Ethiopia in July, 2012 on the operationalization of the PAU;
3. **COMMENDS** the Member States and their Institutes who have responded to the request of the Assembly to operationalize the PAU by hosting regional Centres according to its Decision Assembly/AU/Dec.391(XVIII) adopted in Addis Ababa in January 2011;
4. **CONGRATULATES** the PAU Host Countries that have signed the relevant Memoranda of Understanding;
5. **URGES** the Southern African region to expedite the selection of the host country for the PAU thematic institute on Space Sciences;
6. **FURTHER TAKES NOTE** of the recommendations of the Executive Council regarding the adoption of the PAU Statutes;
7. **ADOPTS** the PAU Statutes.



**DECISION ON THE CREATION OF THE AFRICAN OBSERVATORY
ON SCIENCE, TECHNOLOGY AND INNOVATION IN
THE REPUBLIC OF EQUATORIAL GUINEA
DOC. EX.CL/766(XXII)**

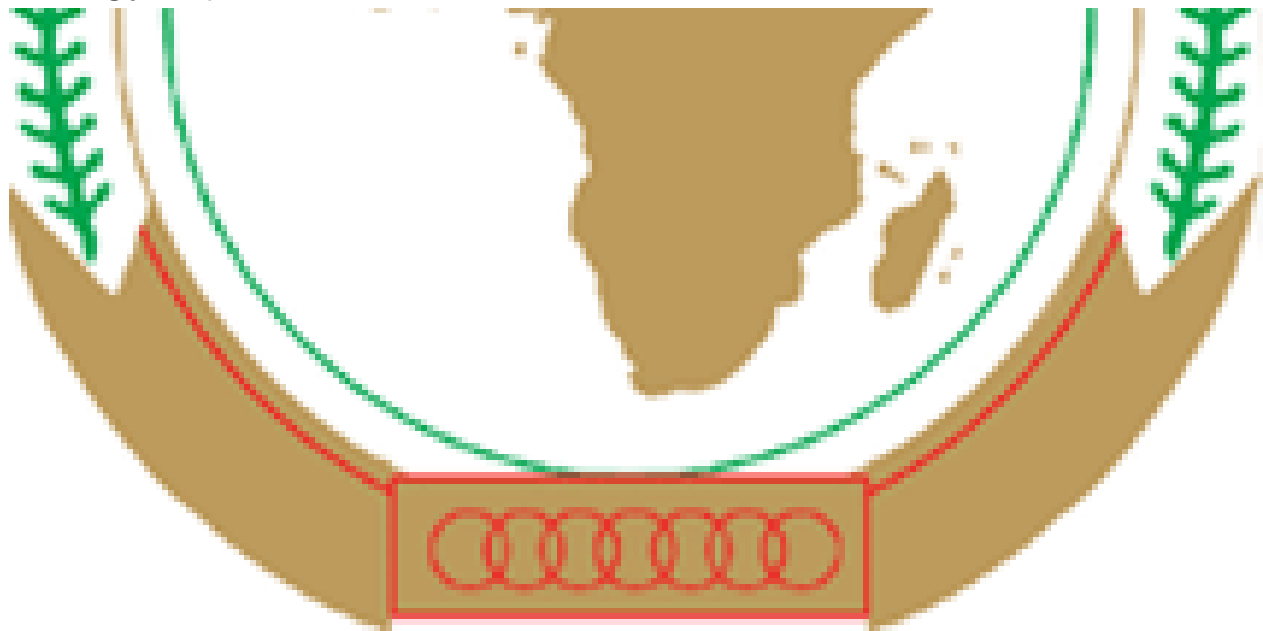
The Assembly,

1. **TAKES NOTE** of the Decision of the Executive Council on the Report of the Fifth Ordinary Session of the African Union Ministerial Conference on Science and Technology (AMCOST V) held in Brazzaville, Republic of Congo, from 12 to 15 November 2012;
2. **DECIDES** to create the African Observatory of Science, Technology and Innovation (AOSTI) in Malabo, Republic of Equatorial Guinea;
3. **RECALLS** the Assembly Decision Assembly/AU/Dec.235(XII) on the Proposal by the Government of the Republic of Equatorial Guinea to host the African Observatory of Science, Technology and Innovation (AOSTI);
4. **TAKES NOTE** of the efforts made by the Commission and the Government of the Republic of Equatorial Guinea in the creation of AOSTI;
5. **EXPRESSES APPRECIATION** to the Government of the Republic of Equatorial Guinea for hosting the Observatory and providing a seed funding of 3.6 million US dollars;
6. **CALLS UPON** the Member States and Development Partners to avail the necessary technical and financial support for sustaining the AOSTI and its programmes;
7. **REQUESTS** the Commission to submit to the next Ordinary Session of the Assembly in May 2013 the statutes, structure and financial implications of the AOSTI to the relevant African Union Policy Organs.

**DECISION ON THE CREATION OF THE PAN-AFRICAN
INTELLECTUAL PROPERTY ORGANIZATION (PAIPO)
DOC. EX.CL/766(XXII)**

The Assembly,

1. **TAKES NOTE** of the Decision of the Executive Council on the Report of the Fifth Ordinary Session of the African Union Conference of Ministers in charge of Science and Technology (AMCOST V) held in Brazzaville, Republic of Congo, from 12 to 15 November 2012;
2. **RECALLS** the Assembly Decision Assembly/AU/Dec.138(VII) on the need to establish the Pan-African Intellectual Property Organization (PAIPO);
3. **DECIDES** to create the Pan-African Intellectual Property Organization (PAIPO);
4. **TAKES NOTE** of the offer by the Government of Tunisia to host PAIPO and **EXPRESSES** its appreciation for this offer;
5. **REQUESTS** the Commission to convene a meeting of all stakeholders dealing with intellectual property in the implementation of this Decision by January 2014 Summit.



**DECISION ON THE PROGRESS REPORT ON THE TRANSFORMATION OF THE
AFRICAN UNION COMMISSION INTO THE AFRICAN UNION AUTHORITY
Doc. Assembly/AU/8(XX)**

The Assembly,

1. **TAKES NOTE** of the Progress Report;
2. **COMMENDS** the Government Experts for the work accomplished to date, pursuant to the relevant decisions of the Assembly on the transformation of the African Union Commission into the African Union Authority;
3. **REAFFIRMS its conviction** that the ultimate objective of the African Union is the political and economic integration of the Continent with the establishment of the United States of African, as envisaged by the founding fathers of the Organization of African Unity (OAU) and stated in the Accra Declaration adopted by the Ninth Ordinary Session of the Assembly devoted to the theme «Grand Debate on the Union Government» held in July 2007 in Accra, Ghana;
4. **ALSO REAFFIRMS** that in the meantime, the Commission and all other Organs as well as their relations with the Regional Economic Communities and other stakeholders, should be strengthened;
5. **DECIDES** to consider, at the appropriate time, all related issues, on the basis of all the relevant reports, recommendations and declarations, as well as decisions of the Assembly, the different Committees of Heads of State and Government, the Executive Council, and the Ministerial Committees that have considered the issue, as well as the recommendations of the High-Level Panel on the Audit of the Union;
6. **REQUESTS** the Commission, in collaboration with the Permanent Representatives Committee, and in conformity with set procedure, to first make appropriate recommendations on the strengthening of the Commission, taking into account the work already carried out relating to the Authority, to the ordinary session of the Assembly in May 2013.

**DECISION ON THE PROTOCOL TO THE CONSTITUTIVE ACT OF THE
AFRICAN UNION RELATING TO THE PAN-AFRICAN PARLIAMENT**

The Assembly,

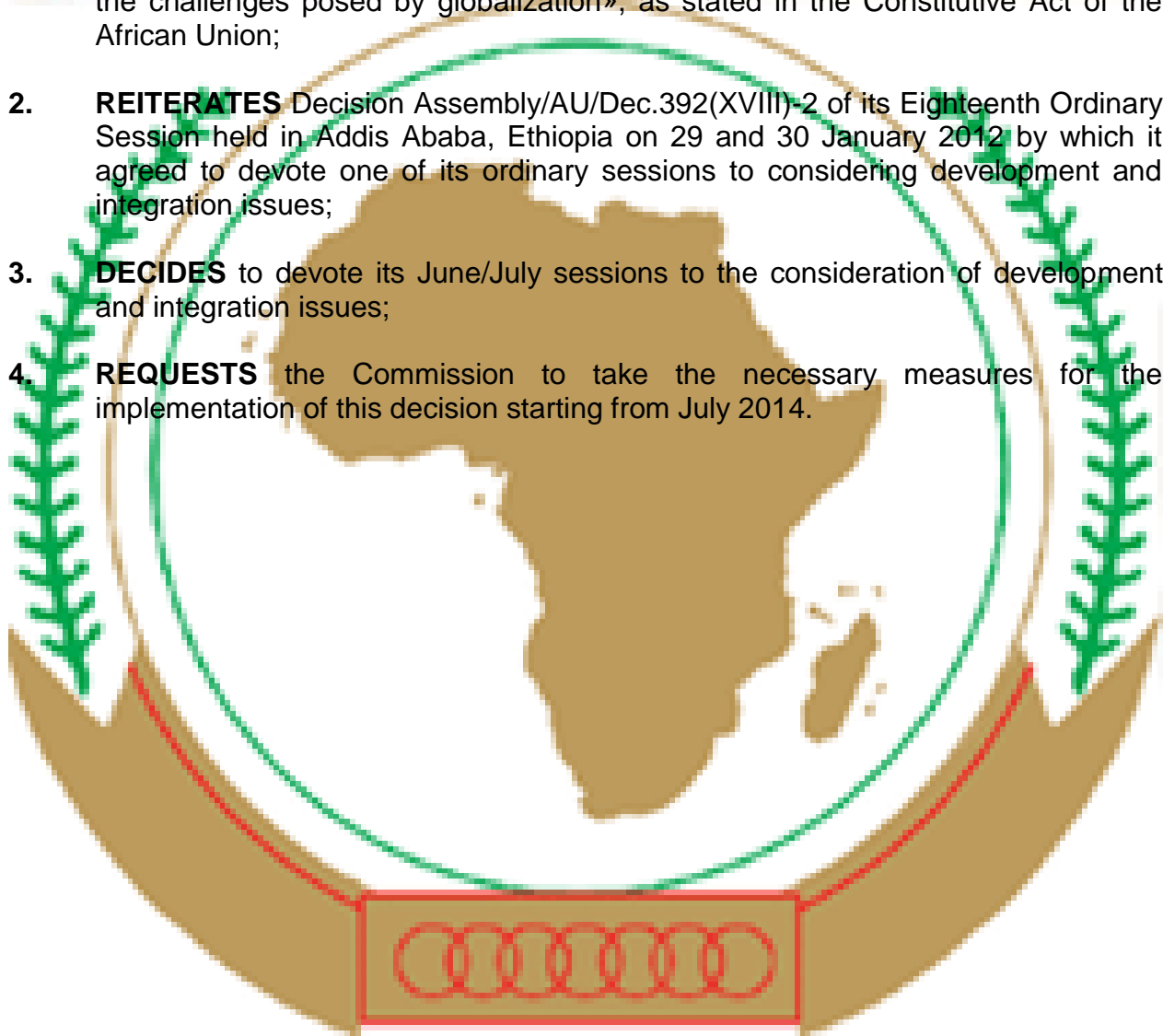
1. **TAKES NOTE** of the recommendation of the Executive Council contained in its Decision EX.CL/Dec.707(XXI) on the Protocol to the Constitutive Act of the African Union Relating to the Pan-African Parliament;
2. **DECIDES** that more in-depth consultations should be undertaken on the Draft Protocol to the Constitutive Act of the African Union Relating to the Pan-African Parliament, in particular, with respect to its Articles 8.1(a) and 8.2 on legislative and oversight powers;
3. **ALSO DECIDES** to defer consideration of the draft Protocol to the Constitutive Act of the African Union Relating to the Pan-African Parliament to its next ordinary session in May 2013.



DECISION OF THE ASSEMBLY OF THE UNION ON DEVELOPMENT AND INTEGRATION ISSUES

The Assembly,

1. **REAFFIRMS** its commitment to work towards speeding up the «process of implementing the Treaty Establishing the African Economic Community in order to promote the socio-economic development of Africa and to face more effectively the challenges posed by globalization», as stated in the Constitutive Act of the African Union;
2. **REITERATES** Decision Assembly/AU/Dec.392(XVIII)-2 of its Eighteenth Ordinary Session held in Addis Ababa, Ethiopia on 29 and 30 January 2012 by which it agreed to devote one of its ordinary sessions to considering development and integration issues;
3. **DECIDES** to devote its June/July sessions to the consideration of development and integration issues;
4. **REQUESTS** the Commission to take the necessary measures for the implementation of this decision starting from July 2014.



**DECISION ON THE COORDINATION OF THE COMMITTEE OF AFRICAN HEADS
OF STATE AND GOVERNMENT ON CLIMATE CHANGE (CAHOSCC)
AND AFRICA'S PREPARATION FOR COP 19/CMP 9
Doc. Assembly/AU/6(XX)**

The Assembly,

1. **TAKES NOTE** of the report of the Chair of the Committee of African Heads of State and Government on Climate Change (CAHOSCC) session which took place on 3 December 2012 on the margins of the Eighteenth Conference of Parties (CoP18) to the United Nations Framework Convention on Climate Change (UNFCCC), Qatar, Doha;
2. **COMMENDS** H.E. Mr. Hailemariam Dessalegn, Prime Minister of the Federal Democratic Republic of Ethiopia and Coordinator of CAHOSCC as well as the Members of CAHOSCC for their continued commitment in providing the necessary political leadership and guidance in ensuring Africa's effective participation in the global climate change negotiations;
3. **ENDORSES** that the coordination function of CAHOSCC respectively, as follows:
 - i) Coordination of CAHOSCC rotates for a period of two (2) years for two Conferences of the Parties (COPs) to the United Nations Framework Convention on Climate Change (UNFCCC);
 - ii) Country of the host of the Presidency of the African Ministerial Conference on Environment (AMCEN) to serve as the Coordinator at the Summit level to enhance linkage between the AMCEN processes to CAHOSCC in addition to providing the necessary support given the nature of expectations at this level;
 - iii) The President of the African Ministerial Conference on Environment (AMCEN) to serve as Coordinator at the Ministerial level;
 - iv) Chair of the African Group of Negotiators on Climate Change (AGN) experts elected at the UNFCCC forum serves as Coordinator at the Experts' level;
4. **REQUESTS** the Commission, in collaboration with the United Nations Economic Commission for Africa (UNECA), the African Development Bank (AfDB) and other partners to step up their efforts in terms of providing the necessary facilitation and coordination support towards an effective Africa's preparation for the COP19/CMP9;
5. **REQUESTS** the CAHOSCC to submit a Report to the 22nd Ordinary Session of the Assembly of the Union in January 2014.

**DECISION ON THE ESTABLISHMENT OF AN
“INTERNATIONAL CONSTITUTIONAL COURT”
Doc Assembly/AU/12(XX) Add.1**

The Assembly,

1. **TAKES NOTE** of the Report of the Permanent Representatives Committee on the item “Establishment of an International Constitutional Court”;
2. **RECOGNIZES** the importance of the establishment of an International Constitutional Court as an advisory and jurisdictional body responsible for ensuring the respect and promotion of democratic principles, human rights and the rule of law;
3. **WELCOMES** the proposal of the Republic of Tunisia on the establishment of an International Constitutional Court;
4. **REQUESTS** the African Union Commission on International Law to examine the proposed establishment of an International Constitutional Court and make recommendations to the 22nd Session of the Assembly of Heads of State and Government of the African Union in January 2014.



**DECISION ON THE INTEGRATION OF THE NEW AFRICA-ASIA
STRATEGIC PARTNERSHIP (NAASP) INTO AFRICAN
UNION STRUCTURES AND PROCESSES
Doc. Assembly/AU/12(XX) Add.2**

The Assembly,

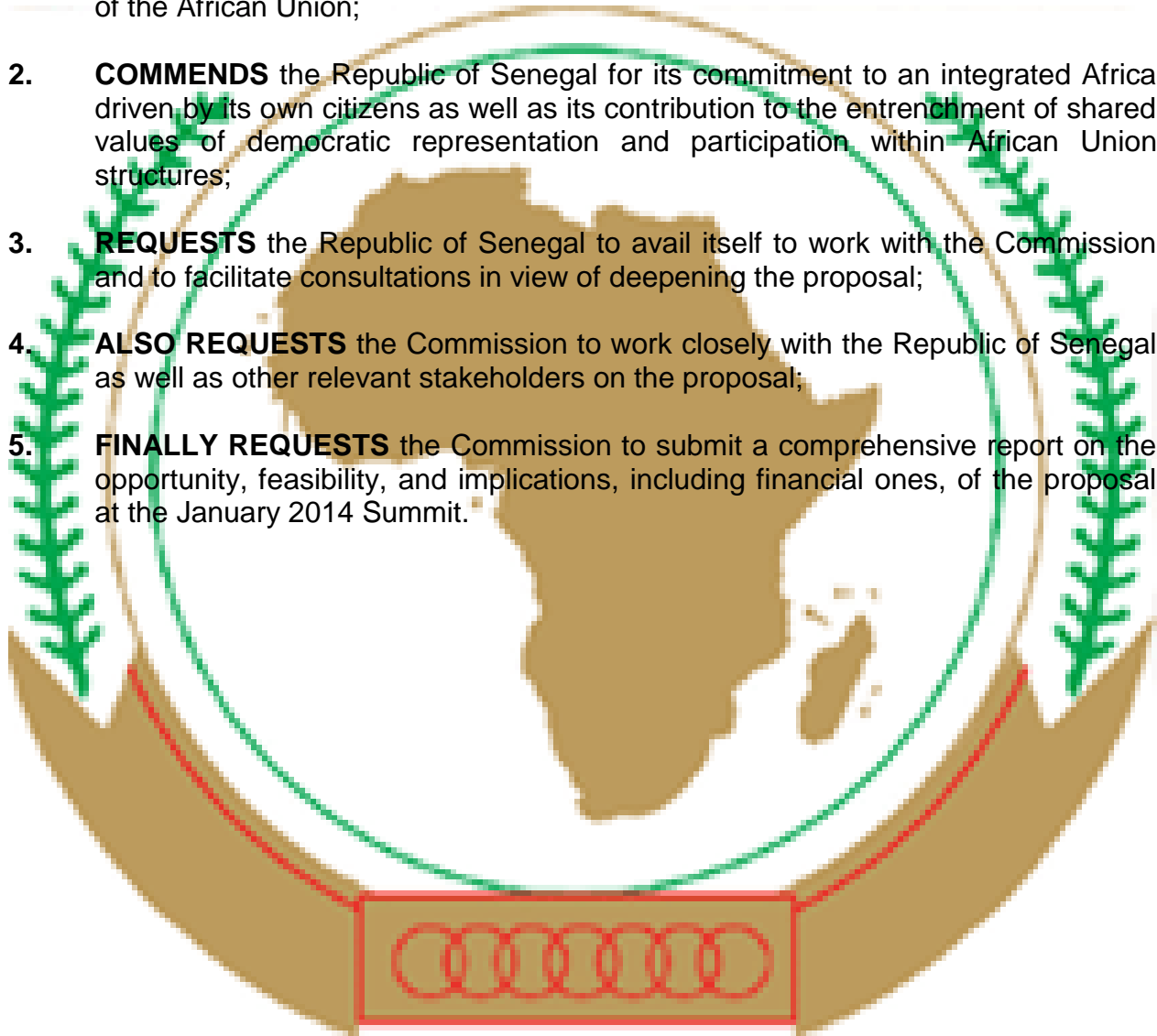
1. **TAKES NOTE** of the proposal by the Republic of South Africa on the Integration of the New Asia-Africa Strategic Partnership (NAASP) into the African Union Structures and Processes;
2. **ENDORSES** the recommendations on NAASP, as contained in the “Global Review of Africa’s Strategic Partnerships with other Parts of the World,” which were endorsed by the Executive Council of the African Union at its 20th Session held in January 2012;
3. **UNDERScores** the need to promote African-Asian solidarity and further enhance South-South Cooperation - aimed at improving the lives of the peoples of the two continents and determining their place within the global community of nations;
4. **WELCOMES** the proposal for the Integration of NAASP into the structures and processes of the AU;
5. **REQUESTS** the Commission, to take the necessary steps towards the integration of the New Africa-Asia Strategic Partnership (NAASP) into the African Union Structures and Processes.



**DECISION ON THE REPRESENTATION OF LOCAL COMMUNITIES
IN ORGANS OF THE AFRICAN UNION
Doc. Assembly/AU12(XX) Add.3**

The Assembly,

1. **TAKES NOTE** of the proposal submitted by the Republic of Senegal on the Establishment of a Supreme Council of Local Communities within the framework of the African Union;
2. **COMMENDS** the Republic of Senegal for its commitment to an integrated Africa driven by its own citizens as well as its contribution to the entrenchment of shared values of democratic representation and participation within African Union structures;
3. **REQUESTS** the Republic of Senegal to avail itself to work with the Commission and to facilitate consultations in view of deepening the proposal;
4. **ALSO REQUESTS** the Commission to work closely with the Republic of Senegal as well as other relevant stakeholders on the proposal;
5. **FINALLY REQUESTS** the Commission to submit a comprehensive report on the opportunity, feasibility, and implications, including financial ones, of the proposal at the January 2014 Summit.



**DRAFT DECISION ON THE REDUCTION OF MATERNAL, NEWBORN
AND CHILD MORTALITY AND MORBIDITY IN AFRICA
Doc. Assembly/AU/12(XX) Add.4**

The Assembly,

1. **REAFFIRMS** its previous commitments, while underscoring those contained in the Maputo Plan of Action; the Campaign for Accelerated Reduction of Maternal, Newborn and Child Mortality in Africa (CARMMA); the Abuja Declaration on HIV/AIDS, Tuberculosis, Malaria and Other Related Infectious Diseases and the universal access to prevention, treatment and support services; as well as its commitment to redouble efforts to improve the health of African women and children as spelt out in the “Actions on Maternal, Newborn and Child Health and Development in Africa” (Assembly/AU/Decl.1(XI);
2. **TAKES NOTE OF** the reduction of maternal, newborn and child morbidity and mortality over the last two decades in Africa;
3. **WELCOMES** the generous offer of Egypt and Mauritius put at the disposal of the Member States concerned, their expertise in this campaign;
4. **RECOGNIZES** that the reduction of the current rate of maternal, newborn and child mortality is low and should be accelerated;
5. **REQUESTS** that the Ministers of Health of the African Union examine the progress made regarding the state of maternal, newborn and child health; map out concrete and innovative strategies at a larger scale in order to adequately address the health needs of African women and children and submit a report to the 21st Ordinary Session of the Assembly;
6. **DECIDES** to place this item on the Agenda of the next Assembly.

**DECISION ON THE ESTABLISHMENT OF THE AFRICAN
UNION INSTITUTE FOR STATISTICS IN TUNISIA
Doc. Assembly/AU/12(XX) Add.5**

The Assembly,

1. **WELCOMES** the proposal of the Republic of Tunisia for the establishment of an African Union Institute for Statistics in Tunis;
2. **RECOGNIZES** the importance of the African Union Institute for Statistics to promote the production of official statistics of the African Union mainly by collecting, harmonizing and aggregating data published by the National Statistics Institutes of African countries;
3. **ALSO RECOGNIZES** the importance of the establishment of the African Union Institute for Statistics in the collection and publication of statistical data at the African level in order to shed light on the decisions of African institutions and educate African citizens accordingly;
4. **APPROVES** the establishment of the African Union Institute for Statistics that will be based in Tunis, Republic of Tunisia and express gratitude to Tunisia for its commitment to cover operating costs at the stage of its inception;
5. **URGES** Member States that have not yet done so to sign, ratify and implement the African Charter on Statistics for its entry into force;
6. **INVITES** Development Partners to support the project for the establishment of the African Union Institute for Statistics;
7. **REQUESTS** the Commission in collaboration with the Government of Tunisia to take the necessary measures for the effective establishment and hosting of the proposed African Union Institute for Statistics;
8. **FURTHER REQUESTS** the Commission, in collaboration with the Tunisian government to consider ways and means of establishing the Institute and to report to the Summit in January 2014.

**DECISION ON THE PROMOTION OF CRITICAL KNOWLEDGE FOR THE
ACCELERATED AND SUSTAINABLE DEVELOPMENT OF AFRICA
Doc. Assembly/AU/12(XX) Add.6**

The Assembly,

1. **TAKES NOTE** of the proposal of Burkina Faso on the promotion of critical skills for Accelerated and Sustainable Development in Africa; proposal complements other initiatives such as the African Union Action Plan of the 2nd Decade of Education;
2. **COMMENDS** the Government of Burkina Faso for having hosted the 2012 Triennial Meeting on education and vocational training in Ouagadougou, Burkina Faso, from 12 to 17 February 2012;
3. **APPROVES** the initiative of Burkina Faso and **ENDORSES** the recommendations of the Triennial;
4. **CALLS UPON** Member States to implement the recommendations of the Triennial Meeting conclusions because of the importance role that education and vocational training are expected to play in the development of the continent and African Renaissance;
5. **REAFFIRMS** its commitment to the implementation of educational policies based on equality and geared towards the accelerated and sustainable development of Africa;
6. **REQUESTS** the Commission to arrange a consultation with the ADEA, the ADB and the relevant institutions to develop a program of support to African countries concerned for the appropriation, adaptation and implementation conclusions from the Triennial of Education and Vocational Training of Ouagadougou;
7. **ALSO REQUESTS** the Commission to report regularly to the Assembly on the implementation of this decision through the Conference of Ministers of Education of the African Union (COMEDAF) or Specialized Technical Committee.

**DECISION ON THE HOSTING OF A SPECIAL FOLLOW-UP SUMMIT ON
THE ABUJA 2001 AFRICAN UNION SUMMIT ON HIV/AIDS, TUBERCULOSIS
AND OTHER RELATED INFECTIOUS DISEASES IN THE
THIRD QUARTER (JULY/AUGUST) OF 2013
Doc. Assembly/AU/12(XX) Add.7**

The Assembly,

1. **TAKES NOTE** of the proposal by the Federal Republic of Nigeria to host a Special Follow-Up Summit on the Abuja 2001 African Union Summit on HIV/AIDS, tuberculosis and other related infectious diseases in the third quarter of 2013;
2. **RECALLS** the 2000/2001 Declarations and Framework on Roll Back Malaria, and on HIV/AIDS, Tuberculosis and other related infectious diseases; and also recalls the 2006 Abuja *“Call for Accelerated Action towards Universal Access to HIV/AIDS, Tuberculosis and Malaria Services in Africa”*;
3. **WELCOMES** the progress made towards the implementation of the declarations for action by Member States, RECs, African Union Commission and the International Community;
4. **EXPRESSES CONCERN** that Africa still carries the highest burden of HIV/AIDS, tuberculosis and other related infectious diseases which have negatively impacted on the socio-economic development of the continent;
5. **EXPRESSES DEEP CONCERN** over existing funding gaps for the implementation of related programmes and the need to enhance Africa's ownership of these initiatives through increased and sustained domestic funding;
6. **WELCOMES** the offer by the Federal Republic of Nigeria, and **DECIDES** to host a Special Follow-Up Summit on the Abuja 2001 African Union summit on HIV/AIDS, tuberculosis and other related infectious diseases in the third quarter of 2013. **FURTHER CALLS** on Nigeria to propose a suitable date as soon as possible.

**DECISION ON THE SOUTH-SOUTH AND TRIANGULAR
COALITION IN SUPPORT OF AFRICA POST- 2015
Doc. Assembly/AU/12(XX) Add.8**

The Assembly,

1. **TAKES NOTE** of the proposal by the Republic of Guinea relating to the creation of a South-South and Triangular Coalition in support of Africa Post-2015;
2. **STRESSES** the strategic importance of such coalition aimed at enhancing development assistance to the continent within the framework of Post 2015 Agenda while ensuring dynamic mobilisation of internal resources to the continent and its development;
3. **RECOGNIZES** the importance of the role of the Coalition in building the financial capacities of the continent;
4. **APPROVES** the creation of a South/South and Triangular Coalition to assist Africa within the framework of its Post-2015 Agenda;
5. **ACCEPTS** the candidacy of Guinea to host the headquarters of the coalition in January 2016 and the regional project on capacity building for the implementation of the 2013-2015 preparatory phase;
6. **REQUESTS** the 6th Joint AU-ECA Conference of Ministers of Finance, Economy and Planning to deepen reflections on the operationalization of the Coalition;
7. **REQUESTS** the Commission, in collaboration with ECA, UNDP; AfDB, the NEPAD Agency, the European Union, World Bank, OIF, the bilateral partners of the South and the North and the Government of Guinea to take the necessary steps to implement this Decision, and report thereon to the January 2014 session of the Assembly.

**DECISION ON THE REPORT OF THE COMMITTEE
OF TEN ON UN REFORM
Doc. Assembly/AU/5(XX)**

The Assembly,

1. **TAKES NOTE** with high appreciation of the Supplement to the last Report of His Excellency Dr. Ernest Bai Koroma, President of the Republic of Sierra Leone and Coordinator of the Committee of Ten Heads of State and Government on the Reform of the United Nations (UN) Security Council, and **FURTHER TAKES NOTE** of recent developments on UN Security Council reform since the last Report;
2. **COMMENDS** the efforts of the African Permanent Representatives to the UN in promoting and defending the continent's interest in the UN Security Council Reform, and of the African Permanent Representatives of the Committee of Ten to the UN for the commitment and determination in carrying out their mandate in participating in the Intergovernmental Negotiations on UN Security Council reform;
3. Whilst **REAFFIRMING** its strong commitment to the Ezulwini Consensus and Sirte Declaration containing the Common African position on reform of the UN Security Council; **STRESSES** the need for Africa to continue to speak with one voice and cohesively on all issues relating to the UN Security Council reform process;
4. **APPRECIATES** progress and developments to date directed at building alliances, dialoguing and engaging other interest groups and Member States in the reform process in support of the African common position, and **ENCOURAGES** the intensification of efforts to continue to build on and advance progress so made;
5. **REAFFIRMS** AU Decision, Assembly/AU/Dec.430(XIX) on the last Report of the Committee of Ten Heads of State and Government on the Reform of the United Nations (UN) Security Council;
6. **UNDERScores** the need for the Committee of Ten to continue , in collaboration with the Chief Executives of regional groupings, to intensify efforts in advocating, canvassing and promoting the African common position to reach out at the highest political levels for the purpose of garnering and galvanizing the necessary political will in support thereof, and to consider holding High Level meetings of the Committee of Ten outside margins of the Summit of the African Union, to discuss issues relating to the UN Security Council reform process including the intergovernmental negotiations, and the need to seek any guidance if necessary in furtherance of its mandate;

7. **REITERATES** that the Committee of Ten remains seized of this matter until Africa achieves its objectives on the reform of the UN Security Council and **REQUESTS** the Committee to present a report to the Twenty-First Ordinary Session of the Assembly in May 2013.



**DECISION ON THE ELECTION OF THE COMMISSIONER FOR HUMAN
RESOURCES, SCIENCE AND TECHNOLOGY AND THE COMMISSIONER
FOR ECONOMIC AFFAIRS OF THE AFRICAN UNION**
Doc. EX.CL/777(XXII)

The Assembly,

1. **TAKES NOTE** of the election by the Executive Council of the Commissioner for Human Resources, Science and Technology and the Commissioner for Economic Affairs of the African Union (AU);

2. **APPOINTS** the following persons as Commissioners of the AU Commission:

Name and Country

Portfolio

a) Dr. Martial De-Paul Ikounga (Congo)

- Human Resources,
Science and Technology

b) Dr. Anthony Mothae Maruping (Lesotho)

- Economic Affairs

3. **CONGRATULATES** the newly elected AU Commissioners;

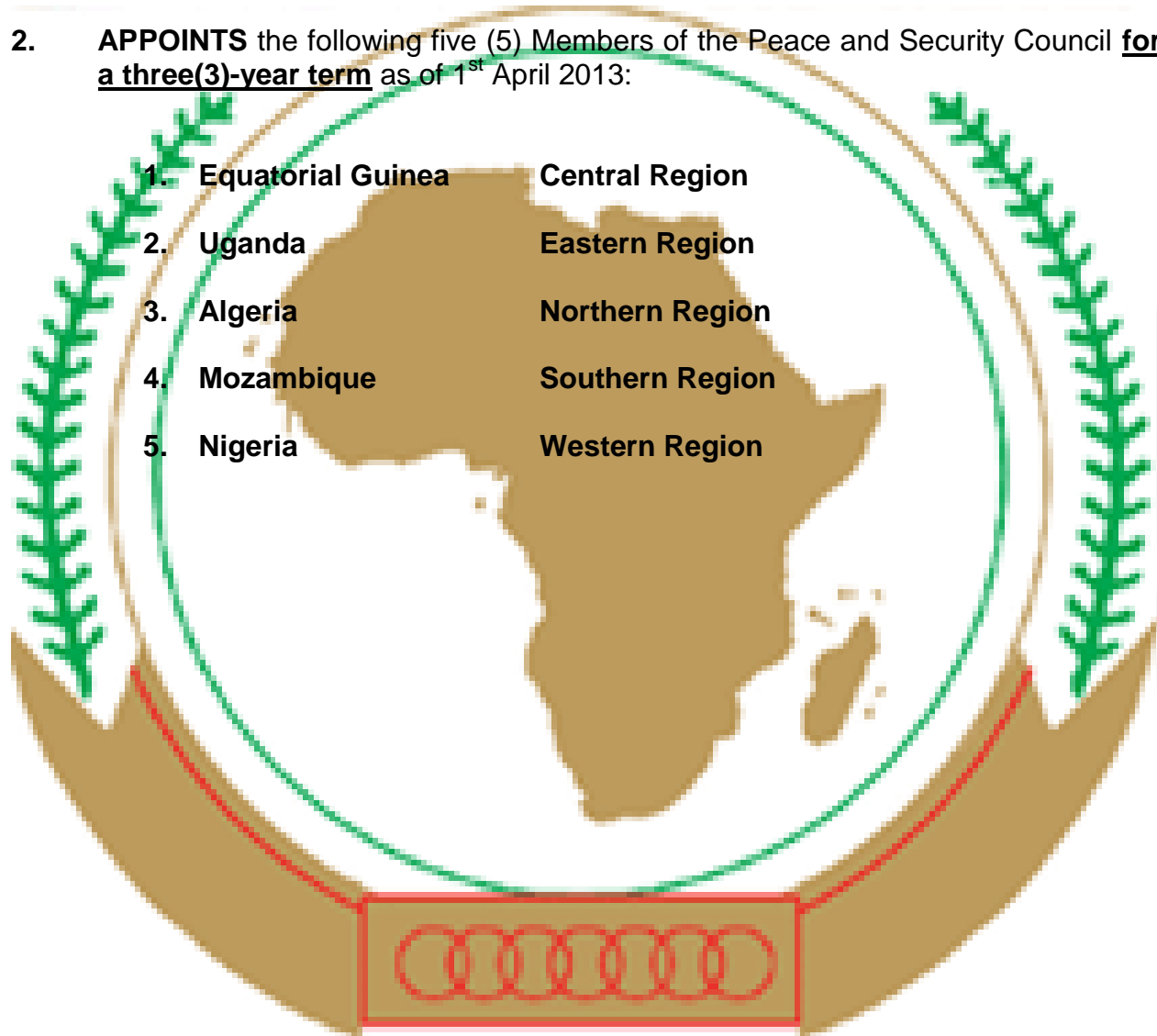
4. **DECIDES** that the elected AU Commissioners who did not take the Oath of Office during the current session of the Assembly should do so before the Chairperson of the Commission.



**DECISION ON ELECTION OF THE FIVE MEMBERS OF THE PEACE
AND SECURITY COUNCIL OF THE AFRICAN UNION
DOC. EX.CL/778(XXII)**

The Assembly,

1. **TAKES NOTE** of the election of the five (5) Members of the Peace and Security Council of the African Union by the Executive Council;
2. **APPOINTS** the following five (5) Members of the Peace and Security Council **for a three(3)-year term** as of 1st April 2013:



**DECISION ON THE ELECTION OF ONE JUDGE OF THE
AFRICAN COURT ON HUMAN AND PEOPLES' RIGHTS
Doc. EX.CL/779 (XXII)**

The Assembly,


1. **TAKES NOTE** of the election of one Judge of the African Court on Human and Peoples' Rights (AfCHPR) by the Executive Council;
2. **APPOINTS Mr. Kimelabalou Aba (Togo)** as Judge of AfCHPR **for a year and a half (1½ year) term.**



**DECISION ON THE ELECTION OF THE ELEVEN MEMBERS
OF THE ADVISORY BOARD AGAINST CORRUPTION
Doc. EX.CL/780(XXII)**

The Assembly,

1. **TAKES NOTE** of the election of the eleven (11) members of the Advisory Board on Corruption by the Executive Council;
2. **APPOINTS** the following Members of the Advisory Board Against Corruption **for a two (2)-year term**:




No.	Name	Country
1.	Mr. Jacques III ACHIAOU	Côte d'Ivoire
2.	Dr. Tony AIDOO	Ghana
3.	Ms. Akossiwa AYENA	Togo
4.	Ms. Angèle BARUMPOZAKO	Burundi
5.	Mr. Salem BEN-GHARBIA	Libya
6.	Mr. M'Pèrè DIARRA	Mali
7.	Mr. Jean-Baptiste ELIAS	Benin
8.	Mr. Edward GAMAYA	Tanzania
9.	Mr. Ali Sulaiman MOHAMED	Ethiopia
10.	Mr. Pierre NZOBABELA	Congo
11.	Mrs. Julie ONUM-NWARIAKU	Nigeria

**DECISION ON THE ELECTION OF FIVE MEMBERS OF THE AFRICAN
UNION COMMISSION ON INTERNATIONAL LAW
DOC. EX.CL/781 (XXII)**

The Assembly,

1. **TAKES NOTE** of the election of five (5) Members of the African Union Commission on International Law (AUCIL) by the Executive Council;
2. **APPOINTS** the following Members of the AUCIL for a five (5)-year term:



No.	Name	Country
1.	Mr. Rafâa Ben Achour	Tunisia
2.	Mr. Daniel Makiesse Mwanawanzambi	D.R.C.
3.	Mr. Boniface Obinna Okere	Nigeria
4.	Mrs. Naceesay Salla-Wadda	Gambia
5.	Mr. Kholisani Solo	Botswana

**DECISION ON THE REPORT OF THE PEACE AND SECURITY COUNCIL ON ITS
ACTIVITIES AND THE STATE OF PEACE AND SECURITY IN AFRICA
Doc. Assembly/AU/3(XX)**

The Assembly,

1. **TAKES NOTE** of the Report of the Peace and Security Council (PSC) on its activities and the state of peace and security in Africa;
2. **COMMENDS** the PSC, the Commission and the Regional Economic Communities/Regional Mechanisms for Conflict Prevention, Management and Resolution for their commitment and efforts;
3. **NOTES** the recent advances in the process of ending the crisis in Madagascar, notably the announcement by Mr. Marc Ravalomanana and Mr. Rajoelina André that they will abstain from the next presidential election. The Assembly **ENCOURAGES** the continuation of on-going efforts for the full implementation of the Roadmap for ending the crisis in Madagascar, and **REQUESTS** the Commission to convene an early meeting of the International Contact Group on Madagascar (ICG -M) and the Peace and Security Council (PSC) to meet immediately thereafter to assess the situation and take appropriate measures;
4. **WELCOMES** the remarkable progress in Somalia, both in terms of security, with the continuous expansion of areas under the control of Somali forces and AMISOM, and on the political level, with the end of the Transition and the election of a new President of the Republic. The Assembly **APPEALS** to Member States and international partners to provide the necessary assistance for consolidating the gains, and strengthening the capacity of the Somali State, especially in terms of security. The Assembly **WELCOMES** the review of AMISOM conducted by the Commission between December 2012 and January 2013, and **AWAITS WITH INTEREST** the implementation of the recommendations contained therein, as have been reviewed and approved by the PSC;
5. **EXPRESSES CONCERN** at the continued impasse in the peace process between Eritrea and Ethiopia and **REAFFIRMS** the African Union's appeal for an intensification of efforts by Africa to help the two countries overcome the current difficulties, normalize relations and lay the foundations for sustainable peace and security in Africa. The Assembly **ALSO REITERATES** the urgent need for an effective and scrupulous implementation of the 6 June 2010 Agreement between Djibouti and Eritrea and **REQUESTS** the Peace and Security Council (PSC) to actively follow up the matter and report thereon;
6. **REITERATES ITS SUPPORT** for a regional and holistic approach to resolving challenges to peace, security and stability in the Horn of Africa, in support of IGAD; **REQUESTS** the Commission, in consultation with countries of the region, IGAD, the European Union, the United Nations and other partners, to take the necessary steps with a view to launching this process, and to submit a report to the PSC thereon before the next ordinary session of the Assembly;

7. **ENCOURAGES** the Parties to the Doha Document for Peace in Darfur (DHRD), namely the Government of Sudan and the Movement for Freedom and Justice (LJM), to intensify their efforts towards the implementation of the Agreement, and **STRESSES THE NEED** for renewed efforts to make the peace process more inclusive. The Assembly **APPEALS** to the international community to provide financial and other assistance required in order to consolidate the progress made in Darfur. The Assembly **EXPRESSES CONCERN** over the deterioration of the security situation on the ground, **CALLS ON** all actors concerned to exercise utmost restraint and **AFFIRMS ITS SUPPORT** to the efforts of the AU/UN Hybrid Operation (UNAMID). The Assembly **WELCOMES** the appointment of Dr. Mohamed Ibn Chambas as new Joint Special Representative for UNAMID;
8. **REITERATES ITS FULL SUPPORT** for the Roadmap adopted by the PSC on 24 April 2012 on the situation between Sudan and South Sudan. **WELCOMES** the signing of the 27 September 2012 Agreements between the two countries, as well as the outcomes of the Summit between Presidents Omar Hassan Al Bashir and Salva Kiir Mayardit held in Addis Ababa on 4 and 5 January 2013, and **STRESSES** the need and the obligation of both countries to scrupulously implement the commitments made. The Assembly **COMMENDS** the AU High-Level Implementation Panel and its members, former Presidents Thabo Mbeki, Abdulsalami Abubakar and Pierre Buyoya, for their commitment and perseverance, and Ethiopia, chair of IGAD, for its active role in promoting peace within and between the two countries. The Assembly **ENCOURAGES THEM** to continue their efforts;
9. **REITERATES ITS STRONG CONDEMNATION** of the armed groups and all other negative forces operating in the eastern part of DRC and its absolute rejection of the use of armed rebellion to assert political claims. The Assembly **GIVES FULL SUPPORT** to the efforts of the International Conference on the Great Lakes Region (ICGLR), SADC and those of the Congolese Government to promptly and fully restore its authority over its entire territory. The Assembly **REQUESTS** the Commission to continue efforts for the rapid deployment of the International Neutral Force (INF), on the basis of a linkage with MONUSCO, whose mandate should be revised to be more coercive, and of the strengthening of the Extended Joint Verification Mechanism (EJVM), which will operate under the authority of the African Union (AU) and supervision of the Peace and Security Council (PSC);
10. **EXPRESSES SATISFACTION** at the Agreements concluded in Libreville under the auspices of the Economic Community of Central African States (ECCAS), between the Central African parties, as well as the first measures taken for its implementation, including the appointment of a Prime Minister from the ranks of the opposition; **UNDERScores** the urgent need for the scrupulous respect of the Agreements, and **REQUESTS** the international Community to support the process of ending the crisis and the efforts of ECCA;

11. **EXPRESSES SATISFACTION** at the progress made in the implementation of the regional cooperation Initiative against the Lord's Resistance Army (RCI-LRA) and **ENCOURAGES** the countries concerned and the Commission to persevere in their efforts;
12. **ENDORSES** the various communiqués on the situation in Mali adopted by the PSC, including the Communiqué of its 352nd meeting held on 25 January 2013. The Assembly **WELCOMES** the assistance given by the AU partners, particularly France, in order to block the offensive launched by the terrorist and criminal groups on 10 January 2013, efforts by the AU and the Economic Community of West African States (ECOWAS) for the rapid deployment of the international support Mission to Mali under African command (MISMA), as well as contributions in troops made by many African countries in the region and beyond. The Assembly **URGENTLY REQUESTS** all Member States to generously contribute to the mobilization of the necessary support for MISMA and the Defence and Security forces of Mali (FDSM), particularly on the occasion of the Donor's Conference scheduled to take place on 29 January 2013. The Assembly **ALSO CALLS ON** the AU partners to contribute to the success of the Donor's Conference, and **INVITES** the United Nations to promptly implement the request of the AU and ECOWAS for the execution of a module of financial support by contributions to be collected by the United Nations and meanwhile, authorize the immediate establishment of transitional arrangements to enable the diligent deployment of MISMA and its effective operation. The Assembly **REAFFIRMS ITS SUPPORT** to the transitional authorities and **WARNS** the members of the former junta and the other players concerned against any hindrance in the smooth conduct of the transition and efforts designed to restore the authority of the Malian state on its whole territory. The Assembly **EXPRESSES SATISFACTION** at the appointment of the former President Pierre Buyoya, as AU High Representative for Mali and the Sahel;
13. **EXPRESSES SATISFACTION** at the strides recorded in the conduct of the Transition in Guinea-Bissau. The Assembly underscores the need for unity of action between the members of the international community and in that regard, **WELCOMES** the smooth running of the joint Mission AU/ECOWAS/CPLP/EU/UN in Bissau, from 16 to 21 December 2012, and **REQUESTS** the PSC and the Commission to monitor it;
14. **NOTES WITH SATISFACTION** the progress made in the transition process in North Africa and **ENCOURAGES** all the players concerned to do everything possible to meet the expectations generated by the popular revolutions which took place in Tunisia, Egypt and Libya;
15. **NOTES WITH SATISFACTION** the advances that continue to be recorded in the consolidation of peace in the Comoros, in Côte d'Ivoire and in Liberia, and **URGES** Member States and international partners to provide all necessary support to the processes under way in these countries;

16. **STRESSES** the need to intensify efforts for reconstruction and post-conflict development to consolidate peace where it has not been done. In that regard, the Assembly **REQUESTS** the Commission to fully operationalize the African Solidarity Initiative (ASI);
17. **REITERATES ITS SERIOUS CONCERN** over the routine use of armed rebellion to assert political claims, **STRESSES** the threat which this trend poses to the viability of democratic processes on the continent, as well as to peace, security and stability in Africa and **STRONGLY CONDEMNS** this practice as well as any support given to armed rebellions. The Assembly **REITERATES ITS REQUEST** to the Commission to submit concrete recommendations on ways and means to deal with the scourge of armed rebellion and that of secession claims;
18. **WELCOMES** the convening in Pretoria, from 21 to 22 November 2012, of a workshop on the implementation of resolution 1540 in Africa, on the non-proliferation of weapons of mass destruction to non-State actors, **STRESSES** in this respect the relevance of AU non-proliferation and counter-terrorism instruments, and **REQUESTS** the Commission to take the necessary steps, in collaboration with the 1540 Committee and all other stakeholders, to further promote and enhance the implementation of resolution 1540 (2004) in Africa;
19. **NOTES WITH SATISFACTION** the convening of the 2nd Ordinary Session of the African Commission on Nuclear Energy (AFCONE), as well as of the 2nd Conference of States Parties to the Treaty, in Addis Ababa, on 26 July 2012 and from 12 to 13 November 2012, respectively. The Assembly **ENCOURAGES** the Commission and the Republic of South Africa to finalize, as soon as possible, their consultations on the establishment of the AFCONE headquarters in Pretoria, and other related aspects;
20. **NOTES WITH SATISFACTION** the finalization by the Commission the “African Union Strategy on the Control of Illicit Proliferation, Circulation and Trafficking of Small Arms and Light Weapons”, in the context of decision Assembly/AU/Dec.369(XVII) of July 2011, and **ENCOURAGES** Member States to make use of the Strategy and its Action Plan. The Assembly **ALSO NOTES WITH SATISFACTION** the elaboration of an Africa Common Position on the Arms Trade Treaty (ATT), as requested by Assembly decision Assembly/AU/Dec.369(XVII), and **ENCOURAGES** Member States to make use of the Common Position to further Africa’s concerns and interests during the Final UN Conference on the ATT will be held in New York in March 2013;
21. **COMMENDS** the Commission for having completed the development of the draft AU Policy Framework on Security Sector Reform (SSR), in fulfilment of Assembly Decision Assembly/AU/Dec.177(X) of January 2008, **URGES** Member States to take advantage of the Policy, and **ENCOURAGES** the Commission to avail the required assistance to Member States in this respect.

**DECISION ON THE REPORT OF THE HEADS OF STATE AND
GOVERNMENT ORIENTATION COMMITTEE ON THE NEW
PARTNERSHIP FOR AFRICA'S DEVELOPMENT
Doc. Assembly/AU/4(XX)**

The Assembly,

1. **WELCOMES** the Report of the Chairperson of the NEPAD Heads of State and Government Orientation Committee (HSGOC), H.E. Mr. Macky Sall, President of the Republic of Senegal following his election at the Twentieth-Eight Session to a two-year term based on the adopted Rules of Procedure of NEPAD governance structures;
2. **ENDORSES** the conclusions of the Twenty-Eighth Session of the NEPAD HSGOC;
3. **NOTES** the optimism and opportunities of a rising Continent to better shape Africa's future taking into account the theme of Pan-Africanism and African Renaissance for the 50th anniversary of the founding of the OAU and the second decade of NEPAD as the flagship programme of the African Union;
4. **ENDORSES** the progress and recommendations to take forward NEPAD programmes elaborated in the Activity Report of the NEPAD Planning and Coordinating Agency (NPCA) for the period: July to December 2012 presented by the Chief Executive Officer, Dr. Ibrahim Assane Mayaki;
5. **COMMENDS** the intensive efforts and focus of NPCA towards achieving better results in its programmatic delivery and **REINFORCES** the need for direct impact of NEPAD programmes and projects on the livelihoods of African people;
6. **NOTES** the commemoration of a decade of the Comprehensive Africa Agriculture Development Programme (CAADP) as an opportunity to consolidate achievements and draw lessons to deliver more substantial results and **THEREBY COMMENDS** the "*Sustaining CAADP Momentum*" exercise conducted by the AUC and NPCA aimed at strengthening policy, institutions, local leadership and knowledge support with greater emphasis on investments to transform African agriculture, food and nutrition security;
7. **WELCOMES** the joint initiative of the Government of Egypt and NPCA to develop an integrated programme to address the recurrent food insecurity situation exacerbated by climate change and conflict in the Sahel region by linking food security and global security **WHILE NOTING** the proposed design of a blueprint for rural transformation under the NEPAD Rural Futures Programme;
8. **FURTHER NOTES** progress made in the Initiative to Empower Women in Agriculture (EWA) with priory areas of land reform, leadership, access to inputs

and knowledge and **PLEDGES** support for enhancing the role of women in agriculture;

9. **REFERS** to Decision Assembly/AU/Dec.413(XVI11) based on the conclusions of 26th HSGOC Session on Domestic Resource Mobilization for NEPAD programmes and projects and **WELCOMES** the progress so far recorded in the joint conduct of the in-depth study by NPCA and UNECA. **REQUESTS** NPCA, UNECA and partners to finalize the study report before May 2013 for consideration by the 29th HSGOC;
10. **RENEWS** commitment to the Presidential Infrastructure Champion Initiative (PICI) and **NOTES WITH SATISFACTION** the progress achieved to date in advancing PICI projects particularly outcomes of the January 2013 Technical Focal Points Workshop held in Abuja, Nigeria in the context of the Programme for Infrastructure Development in Africa (PIDA). **AGREES** to consider the inclusion of energy and sanitation projects, not currently covered under PICI and **COMMENDS** the leadership of H.E. Jacob Zuma, President of the Republic of South Africa as Chair of HSGOC PICI High-Level Sub-Committee and the Presidential Champions;
11. **EMPHASIZES** the critical need for PICI projects to promote inter-connectivity among African countries and regions to adequately address infrastructure deficits and boost intra-African trade and **AFFIRMS** the advantage of PICI in providing the strategic impetus for clear and effective communication and coordination. **NOTES** that the PICI Ministerial Forum will be convened in May 2013, prior to the 29th HSGOC;
12. **RECALLS** the Declaration Assembly/AU/Decl.2(XVIII) and **RE-STATES** the need for active collaboration between the Commission, NPCA, and African Development Bank (AfDB) in revamping the NEPAD Infrastructure Project Preparation Fund (IPPF) through domestic funding by Member States and concerted efforts to increase private sector involvement in infrastructure development in conjunction with the World Economic Forum (WEF);
13. In this regard, **WELCOMES** the Africa Public Private Partnership Network (AP3N) as a continental platform for peer-learning to strengthen the role of PPPs in Africa's infrastructure development through the harmonization of PPP projects;
14. **NOTES WITH APPRECIATION** the briefings by H.E. Jacob Zuma, President of the Republic of South Africa on hosting the 6th Brazil, Russia, India, China, South Africa (BRICS) Summit in Durban on 27 March 2013, for the first time on African soil and H.E. Boni Yayi, President of the Republic of Benin on Africa's engagements with the G8 and G20 in 2012 under the auspices of Chairpersons of the Union and HSGOC;
15. **ACCORDINGLY WELCOMES** the Summit theme: 'BRICS and Africa - Partnership for Development, Integration and Industrialization' and the BRICS-African Leaders

Dialogue Forum to focus on infrastructure cooperation as well as the expected participation of AU leadership, PICI Champions, RECs, regional and global agencies;

16. **REITERATES** the urgent call for the G8 to fulfil its commitments to Africa and **REQUESTS** for stronger G20 support to Africa in ensuring resilience against the impact of the global economic crisis. **URGES** that Africa's development priorities be placed on the 2013 agenda of the G8 and G20 Summits in the United Kingdom and Russia, respectively. **CALLS FOR** adequate and effective African representation in global development processes especially the G20 and the Global Partnership (GP) for Effective Development Cooperation;
17. **RECALLING** Decision Assembly/AU/Dec.442(XIX) on G8 New Alliance for Agriculture and Food Security, **CALLS FOR** stronger African participation in the Leadership Council of the G8 New Alliance **WHILE REQUESTING** the Commission and NPCA to monitor the implementation of the commitments under the New Alliance and the G8 L'Aquila Food Security Initiative (AFSI);
18. **AFFIRMS** the essence of NEPAD in the priority setting for the post-2015 development agenda and **REQUESTS** NPCA to continue to work with the Commission and partner institutions to shape the African input;
19. **RE-EMPHASIZES** mutual accountability as a core partnership element and **NOTES** the on-going work on the AU Accountability report of Africa-G8 commitments with focus on AIDS, Tuberculosis and Malaria by NPCA, AUC and UNAIDS and the evaluation of the Africa Partnership Forum (APF) after 10 years of existence by NPCA and OECD Secretariat through the NEPAD Steering Committee;
20. Based on the Rules of Procedure of the NEPAD governance structures, **ENDORSES** the election of H.E. Macky Sall, President of the Republic of Senegal as HSGOC Chairperson, H.E. Mohamed Morsi, President of the Arab Republic of Egypt and the re-election of H.E. Abdelaziz Bouteflika, President of the Peoples' Democratic Republic of Algeria as HSGOC Vice Chairpersons each for two-years. **FURTHER ENDORSES** the membership of the five (5) initiating countries and the outcomes of election of the 15 rotating HSGOC members by the 28th HSGOC Session as follows:

Central Africa	East Africa	North Africa	Southern Africa	West Africa
CAMEROON	ETHIOPIA	ALGERIA	SOUTH AFRICA	NIGERIA
GABON	RWANDA	EGYPT	MALAWI	SENEGAL
CONGO (Republic)	TANZANIA*	LIBYA	ZAMBIA*	BENIN
CHAD*	UGANDA*	MAURITANIA*	ZIMBABWE*	MALI

Note: * newly-elected members

21. **RECALLS** the appointment by the Chairperson of the African Union Commission, in consultation with the Chairperson of the HSGOC, and the Chairperson of the African Union, of Dr. Ibrahim Assane Mayaki, former Prime Minister of the Republic of Niger as Chief Executive Officer (CEO) of NPCA in January 2009 and **HAVING ACKNOWLEDGED** his exceptional leadership, high competency and improved performance of the Agency, **ENDORSES** the continuation of the services of Dr. Mayaki as NPCA Chief Executive Officer for a new term of four (4) years. **CONGRATULATES** the CEO on his re-appointment and wishes him success;
22. **WELCOMES** the set-up of the Meles Zenawi Centre (MZC) on Sustainable Development within NPCA structure to promote knowledge generation on African Ownership and Strategy for Transformation as a tribute to the late Prime Minister Meles Zenawi of Ethiopia for the outstanding leadership he provided to the NEPAD Heads of State and Government Orientation Committee (HSGOC) for the period 2007-2012.



DECLARATION OF SOLIDARITY WITH ALGERIA FOLLOWING THE TERRORIST ATTACK ON GAZIER SITE IN AMENAS

We, the Heads of State and Government of the African Union, meeting at our 20th Ordinary Session, held in Addis Ababa, Ethiopia, from 27 to 28 January 2013:

Deeply concerned about the terrorist attack on Gazier d'In Amenas site in Algeria;

Hereby,

1. **CONDEMN** with utmost firmness this cowardly and vicious act of aggression against a Member State of the African Union;
2. **COMMEND** the prompt and firm response by the Algerian authorities, which frustrated the criminal designs of the terrorist gangs and thereby saved hundreds of human lives and prevented incalculable material damage;
3. **EXPRESS** our full solidarity with the Government and people of Algeria;
4. **EXPRESS** our sincere condolences and deep sympathy to the Government and people of Algeria and the families of the victims of this despicable terrorist act;
5. **NOTE** that the terrorist aggression against Algeria is not only an act against Algeria but also against the security and stability of Africa as a whole. It testifies to the terrorist threats which target Africa, and in particular Mali, as well as other parts of the African continent. The response demonstrates the determination unwavering approach of the Union in combatting the scourge of terrorism and other related phenomena such as organized international crime;
6. **SEIZE** this opportunity to reaffirm the commitment of the African Union to spare no effort to permanently avert these threats to the security, stability and development of the African continent and to combine its efforts with the rest of the international community in this salutary enterprise.



DECLARATION ON PALESTINE

We, the Heads of State and Government of the African Union, meeting at our 20th Ordinary Session, held in Addis Ababa, Ethiopia, from 27 to 28 January 2013:

Deeply concerned about the plight of the Palestinian people in particular the continuous illegal Israeli practices of collective punishment and settlements building in occupied Palestinian territories.

Hereby,

1. **WELCOME** the United Nations' General Assembly's decision granting the State of Palestine "observer non- member" status in the United Nations;
2. **COMMEND** Member States for their solidarity with the struggle of the Palestinian people as manifested by their overwhelming support to the aforementioned General Assembly's decision;
3. **REITERATE** our support for this landmark achievement that constitutes a political and diplomatic victory for the Palestinian people, and a step towards the full realization of Palestine's legitimate right to be admitted as a full member of the United Nations;
4. **URGE** the International community to pressure Israel to comply with United Nations' resolutions and previous agreements signed with Palestine as well as to halt the illegal policy of settlements building in the Palestinian and Arab territories occupied since the 5th of June 1967;
5. **ACKNOWLEDGE** that peace, security and stability in the Middle East are necessities for all peoples of the region and stress that that peace can never be attained except by the creation of an independent sovereign viable Palestinian state in the West Bank and Gaza Strip with East Jerusalem as its capital on the borders of June 4, 1967, existing side by side in peace with the state of Israel.

**SOLEMN DECLARATION OF THE ASSEMBLY OF
THE UNION ON THE SITUATION IN MALI**

We, the Heads of State and Government of the African Union (AU), meeting at our twentieth Ordinary Session, held in Addis Ababa, Ethiopia, on 27 and 28 January 2013:

- **DEEPLY CONCERNED** about the security situation in Mali, as well as the continuing deterioration of the humanitarian situation in the northern part of the country;
- **REITERATING OUR FIRM COMMITMENT** to the national unity and territorial integrity of the Republic of Mali;
- **NOTING** that the continued occupation of the northern part of Mali by various armed, criminal and terrorist groups is a serious threat to peace, security and stability in Mali, the region and beyond;
- **REAFFIRMING** Africa's deep solidarity with Mali, a founding member of the OAU and of our Union, whose commitment to Pan-Africanism and the causes of the continent never wavered in half a century of independence, and our determination to pool our efforts together to help this sisterly country overcome the challenges currently facing it;
- **WELCOMING** the progress being made in Mali towards addressing the challenges at hand, in particular the adoption of the Transition Roadmap;
- **EXPRESSING OUR DEEP APPRECIATION** to the Economic Community of West African States (ECOWAS), the core countries, the other African countries contributing troops and all bilateral and multilateral partners, and **ACKNOWLEDGING IN THAT RESPECT** the substantial assistance extended by France in these trying moments for Mali;
- **FURTHER REAFFIRMING** our previous and ECOWAS decisions on the situation in Mali.

Decides as follows:

- (A) FULLY ENDORSE** communiqué PSC/AHG/COMM/2. (CCCLIII) adopted by the 353rd meeting of the AU Peace and Security Council (PSC), held in Addis Ababa, on 25 January, 2013, under the chairmanship of H.E. Mwai Kibaki, President of the Republic of Kenya, in his capacity as Chairperson of the PSC for the month of January 2013, which reads as follows:

"The Peace and Security Council of the African Union (AU), at its 353rd meeting held on 25 January 2013, adopted the following decision on the situation in the Republic of Mali:

Council,

1. **TAKES NOTE** of the report of the Chairperson of the Commission on the evolution of the situation in Mali [PSC/AHG/3(CCCLIII)], as well as of the briefings made by the AU Commissioner for Peace and Security and the AU High Representative for Mali and Sahel. Council **ALSO TAKES NOTE** of the statements made by the representatives of Mali, the Economic Community of West African States – ECOWAS (Mediation and Commission), the core countries, namely, Algeria, Mauritania and Niger, as well as by the United Nations and the European Union (EU);
2. **RECALLS** its earlier communiqués on the situation in Mali;
3. **REAFFIRMS** AU's commitment to the national unity and territorial integrity of the Republic of Mali, as well as Africa's determination to spare no efforts to ensure their safeguard. Council **REAFFIRMS, ONCE AGAIN**, AU's total rejection of terrorism and transnational crime, as well as of recourse to armed rebellion to further political claims;
4. **REITERATES ITS PROFOUND CONCERN** at the serious threat that the presence, in the northern part of Mali, of different armed terrorist and criminal groups, such as Al Qaeda in the Islamic Maghreb (AQIM), Ansar Din and the Movement for Oneness and Jihad in West Africa (MUJAO), pose to regional and international peace and security, as well as its firm condemnation of the abuses committed by these groups against the civilian population and the destruction of monuments of historical, cultural and religious significance. Council **ALSO NOTES WITH GREAT CONCERN** the continued deterioration of the humanitarian situation in the region;
5. **REITERATES AU'S STRONG CONDEMNATION** of the attacks perpetrated by an alliance of armed terrorist and criminal groups against the city of Konna, in the Mopti area, on 10 January 2013. In this respect, Council **EXPRESSES SATISFACTION** at the fact that the prompt and efficient assistance extended by France at the request of the Malian authorities, within the framework of Security Council resolution 2085 (2012) and article 51 of the United Nations Charter, has made it possible to block the military offensive launched by these groups and to commence regaining control over the areas they occupy. Council **ALSO WELCOMES** the decision by several Member States, both from and outside the region, to contribute troops as part of the African-led Support Mission in Mali (AFISMA). Council **REITERATES ITS APPRECIATION** to ECOWAS and its current Chairman, President Alassane Dramane Ouattara of Côte d'Ivoire, for all the initiatives taken to address the sudden deterioration of the situation, and **ENDORSES** the communiqué of the ECOWAS Extraordinary Summit held in Abidjan, on 19 January 2013. Council **COMMENDS** the immediate neighbors of Mali for the measures they have taken to strengthen the monitoring of their borders, in order to prevent any movement of combatants and flow of supplies in favor of the armed rebel, terrorist and criminal groups;

6. **STRONGLY CONDEMNS** the terrorist attack against the In Amenas gas processing facility in Algeria, on 16 January 2013. Council **EXPRESSES ITS SYMPATHY AND SOLIDARITY** with the families of the victims, as well as with the Government of Algeria and the other countries whose citizens were affected by the attack. Council **EXPRESSES SUPPORT** for the steps taken by the Government of Algeria to deal with the situation, **AND NOTES** that the professionalism of the Algerian Armed Forces has made it possible to save hundreds of human lives, of both Algerian and foreign workers, and to limit the material damage to the gas processing facility;
7. **STRESSES** the need to expedite AFISMA's deployment and to ensure its efficient running, as well as the need to enhance the capacity of the Malian Defence and Security Forces (MDSF). In this respect, Council:
- (a) **requests** the AU and ECOWAS Commissions, in collaboration with the United Nations, the EU and other partners, to revise the AFISMA Concept of Operations (CONOPS), as endorsed by its 341st meeting, held on 13 November 2012 [PSC/PR/COMM.2(CCCXLI)], in order to increase AFISMA's strength, including through the integration of the troops provided by Chad and other contingents that are being prepared and, in so doing, to better respond to the needs on the ground;
 - (b) **requests** the Chairperson of the Commission, in consultation with the President of ECOWAS Commission and the Troop Contributing Countries (TCCs), to immediately appoint the Special Representative, Head of AFISMA, and to put in place all necessary mechanisms to ensure effective command and control;
 - (c) **requests** the AU Commission, together with ECOWAS and the United Nations, to immediately put in place the Mali Integrated Task Force (MITF), to ensure coordinated strategic implementation of the relevant decisions of the three organizations on the situation in Mali;
 - (d) **requests** the AU and ECOWAS Commissions to deploy, as quickly as possible, as part of AFISMA and with the support of the African Commission on Human and People's Rights (ACHPR), civilian observers to monitor the human rights situation in the liberated areas and to assist the Malian authorities to create the necessary conditions for lasting reconciliation among the different components of the Malian population, as well as for the consolidation of peace in the country;
 - (e) **urges all** AU Member States, in line with its relevant decisions and United Nations Security Council resolutions, to extend the necessary financial and logistical support to AFISMA and to the MDSF, and to seize the opportunity of the donors' conference, scheduled to take place in Addis Ababa, on 29 January 2013, to meaningfully contribute towards the mobilization of the necessary resources;
 - (f) **decides**, without prejudice to the contributions that Member States are expected to make during the donors' conference referred to above, to recommend to the Assembly of the Union to instruct that part of

AFISMA budget be covered by assessed contributions from AU Member States, and **requests** the Commission to take all necessary steps to this end;

(g) **invites** Member States willing to contribute troops for AFISMA to notify the AU and ECOWAS Commissions of their intentions, within a period of one week, in order to facilitate the efforts aimed at enhancing AFISMA and appropriate arrangements for their deployment, as early as possible; and

(h) **requests** the immediate neighbours of Mali to provide the necessary support in terms of intelligence and any other support that could facilitate the on-going operations, and the restoration of the authority of the Malian State on its entire national territory. In this respect, Council **encourages** the Commission to convene, as soon as possible, a meeting bringing together Mali's neighbors, members of ECOWAS, the Joint Operational Command (CEMOC) and the Fusion and Liaison Unit (UFL), to facilitate coordination and enhance the effectiveness of the border monitoring measures;

8. **EXPRESSES ONCE AGAIN**, AU's gratitude to all the bilateral and multilateral partners supporting AU and ECOWAS efforts in Mali. Council **URGES** the international partners to generously contribute financially and logistically to AFISMA and to the MDSF on the occasion of the donors' conference of 29 January 2013, in line with the relevant provisions of resolution 2085 (2012). Council **ALSO EXPRESSES APPRECIATION** to the EU for its commitment to provide support to Mali, including through the deployment of a Training Team to contribute to capacity building efforts for the MDSF;

9. **EXPRESSES ITS APPRECIATION** to the United Nations Secretary-General for the arrangements already made in the context of the implementation of resolution 2085 (2012), including the establishment of a Trust Fund for AFISMA and the MDSF. Council, while recalling its request for the establishment of a support package funded by UN-assessed contributions, **URGES** the Security Council to authorize, in the meantime, the immediate establishment by the UN of temporary arrangements that would enable AFISMA to speedily deploy and effectively implement its mandate;

10. **RENEWS** AU's support to President Dioncounda Traoré and to his Prime Minister Diango Cissoko, who have the responsibility of successfully carrying out the Transition, and **URGES** them to take the necessary steps for the elaboration and adoption of the Transition Roadmap, including measures to be taken for the holding of free, transparent and credible elections, ahead of the meeting of the Support and Follow-up Group scheduled to take place in Brussels, on 5 February 2013. Council **ALSO ENCOURAGES** the Malian authorities to resolutely work towards national reconciliation, including within the MDSF, as well as towards the emergence of a consensus on the key challenges at hand, in order to facilitate efforts aimed at addressing the root causes of the multidimensional crisis facing Mali;

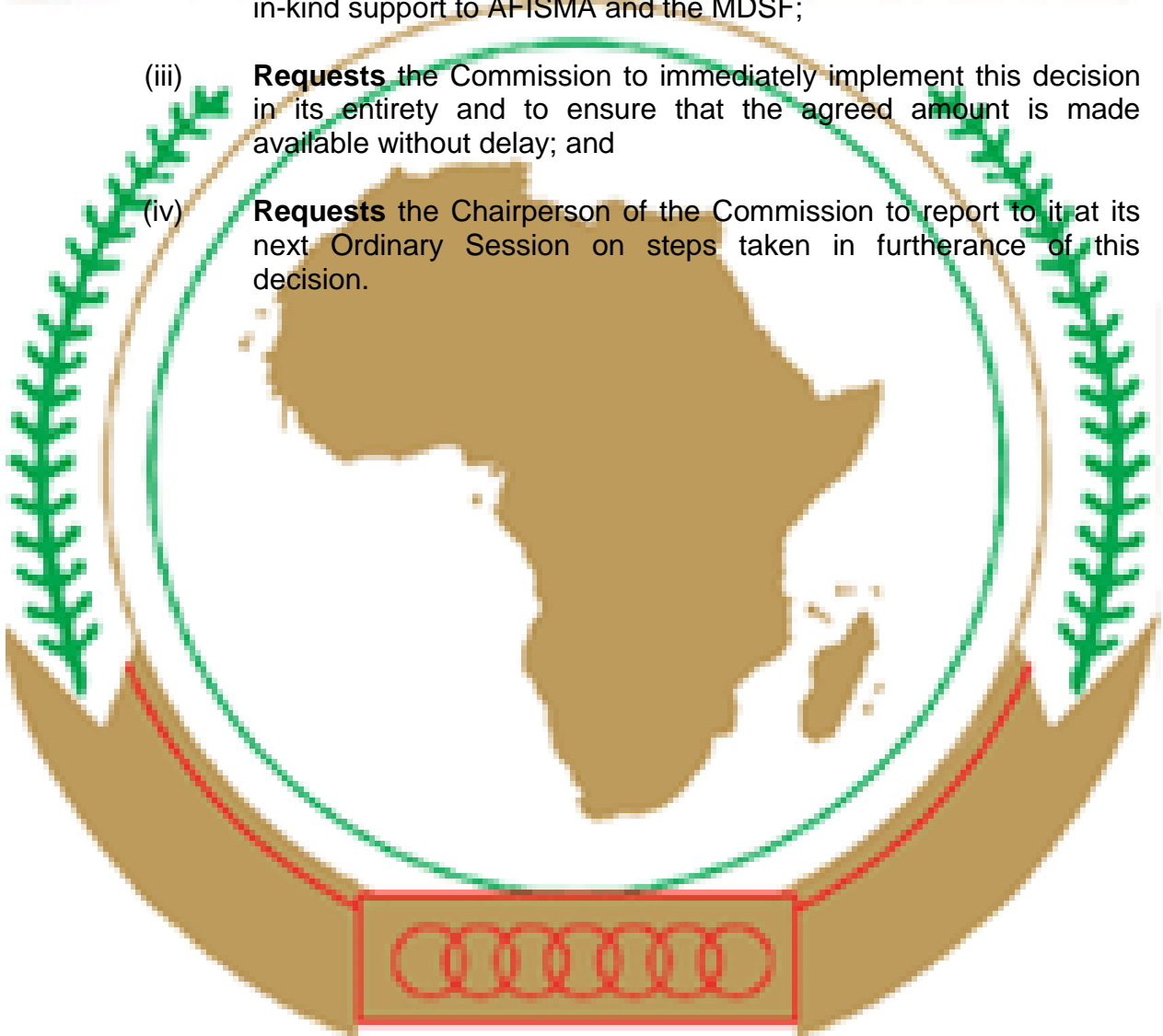
11. **EXPRESSES ITS DETERMINATION**, in close cooperation with ECOWAS and with the support of the rest of the international community, to take measures against all individuals, civilian and military, undermining the conduct of the Transition and the military chain of command;
12. **STRESSES** the continued relevance of the Strategic Concept for the Resolution of the Crises in Mali, as adopted at its 337th meeting held on 24 October 2012 [PSC/MIN/COMM.2(CCCXXXIX)], and **ENCOURAGES** the Chairperson of the Commission to continue and intensify the efforts being deployed towards the implementation of the Strategic Concept. In this respect, Council **WELCOMES** the sustained efforts of the AU High Representative for Mali and Sahel, former President Pierre Buyoya, including his visits to Mali and other countries in the region. Council **FURTHER WELCOMES** the steps being taken to enhance AU's presence on the ground, and **requests** the urgent operationalization of the AU Liaison Office in Bamako;
13. **REQUESTS** the Commission to develop, in consultation with the Government of Mali, ECOWAS, as well as bilateral and multilateral partners, a strategy for post-conflict reconstruction in Mali, as part of the AU Strategy for Sahel, as endorsed by Council at its 314th meeting held in Bamako on 20 March 2012 [PSC/MIN/DECL.(CCXIV)], as well as within the framework of the African Solidarity Initiative (ASI);
14. **STRESSES THE NEED** for the early operationalization of the African Standby Force (ASF) Rapid Deployment Capability (RDC), within the framework of the African Peace and Security Architecture (APSA). In this respect, Council **REQUESTS** the Commission to submit to it a report on progress made and challenges encountered, ahead of the 21st Ordinary Session of the Assembly of the Union, scheduled to take place in Addis Ababa, in May 2013;
15. **DECIDES** to remain actively seized of the situation, and **requests** the Chairperson of the Commission to submit to it monthly reports on the evolution of the situation in Mali".

(B) ON THE BASIS OF THIS SOLEMN DECLARATION, THE ASSEMBLY:

- MINDFUL of the fact that all necessary resources should be mobilized to enable the African-led International Support Mission in Mali (AFISMA), authorized by the PSC and United Nations Security Council under resolution 2085 (2012), to successfully deploy and carry out its mandate; and
- **STRESSING** Africa's responsibility to extend utmost solidarity with Mali in the context of the celebration of the Golden Jubilee of the OAU/AU and in furtherance of Pan-Africanism and African Renaissance, in order to lead by example:
 - (i) **Decides** that the AU shall contribute a total amount of 50 million, out of the budget for AFISMA, which amounts to USD 460 million, to be paid as follows: USD 20 million from arrear contributions to the AU regular budget, USD 5 million from the Peace Fund and

USD 25 million to be assessed among Member States on the basis of the scale of assessment to the AU regular budget. The Assembly **further decides** that, out of this amount, 45 million shall be used to contribute to cover AFISMA budget, and 5 million to support the Malian Defense and Security Forces (MDSF);

- (ii) **Strongly urges** all Member States to seize the opportunity of the donors conference scheduled to take place in Addis Ababa, on 29 January 2013, to generously contribute, in a spirit of Pan-African solidarity and shared responsibilities, financial, logistical and other in-kind support to AFISMA and the MDSF;
- (iii) **Requests** the Commission to immediately implement this decision in its entirety and to ensure that the agreed amount is made available without delay; and
- (iv) **Requests** the Chairperson of the Commission to report to it at its next Ordinary Session on steps taken in furtherance of this decision.



Assembly of the Union Twentieth Ordinary Session 27 – 28 January 2013 Addis Ababa, Ethiopia

The Assembly

The Assembly

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